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PTO/SB/30 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

der the Paperwork Reduction Act of 1995, no persons are requi	red to respond to a collection of information	ation unless it contains a valid OMB control number.		
Request	Application Number	09/751,246		
for Continued Examination (RCE)	Filing Date	December 29, 2000 Troy A. Ussery		
Transmittal	First Named Inventor			
Address to: Mail Stop RCE	Art Unit	2134		
Commissioner for Patents P.O. Box 1450	Examiner Name	Thomas M. Ho		
Alexandria, VA 22313-1450	Attorney Docket Number	OFFW01-00009		

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

<ol> <li>Submission required under 37 CFR 1.114 Note: If the RCE is proper, any amendments enclosed with the RCE will be entered in the order in which they were f applicant does not wish to have any previously filed unentered amendment(s) entere amendment(s).</li> </ol>	filed unless applicant	instructs otherwise. If
a. Previously submitted. If a final Office action is outstanding, any amendment considered as a submission even if this box is not checked.	ents filed after the fina	l Office action may be
i. Consider the arguments in the Appeal Brief or Reply Brief previously	ly filed on	
b. Enclosed		
5	<b>5</b> : 1 6:	
	ormation Disclosure St	latement (IDS)
	er <u>Certificate of Ma</u> 2005 (in duplicate)	illing; Fee Transmittal for
Suspension of action on the above-identified application is requested und	der 37 CFR 1.103(c) f	
a period of months. (Period of suspension shall not exceed 3 months;	Fee under 37 CFR 1.17	(i) required)
b. Other		C.C.
3. Fees The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the	he RCE is filed.	MA PENSED
The Director is hereby authorized to charge the following fees, or credit a		°0/2 760
a. Deposit Account No. <u>50-0208</u> . I have enclosed a	a duplicate copy of this	s sheet.
i. RCE fee required under 37 CFR 1.17(e)		<i>*</i>
ii. Extension of time fee (37 CFR 1.136 and 1.17)		
iii. Other		
b. Check in the amount of \$ 395.00 enck	losed	
c. Payment by credit card (Form PTO-2038 enclosed)		
WARNING: Information on this form may become public. Credit card information sho card information and authorization on PTO-2038.	ould not be included	on this form. Provide credit
SIGNATURE OF APPLICANT, ATTORNEY, OR AGE	NT REQUIRED	
Signature Will Comme (Distriction)	Date	July 21, 2005
Name (Print/Type) William A. Munck	Registration No.	39,308
CERTIFICATE OF MAILING OR TRANSMIS		
I hereby certify that this correspondence is being deposited with the United States Postal Service with su addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or Office on the date shown below.	or facsimile transmitted to	class mail in an envelope the U.S. Patent and Trademark
Signature Kthy AM		
Name (Print/Type) Kathy Cedo	Date July 21, 20	
This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. TI	in a benefit by the public This collection is estimate	which is to file (and by the USP10 ed to take 12 minutes to complete,

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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# EE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** 

(\$)	395.00

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Complete if Known							
Application Number	09/751,246						
Filing Date	December 29, 2000						
First Named Inventor	Troy A. Ussery						
Examiner Name	Thomas M. Ho						
Art Unit	2134						
Attorney Docket No.	OFFW01-00009						

Total Claims	METHOD OF PAYMENT (chec	k all that apply)	FEE CALCULATION (continued)					
Deposit Account:		Other None	3. Al	ITIDO	ONAL	. FEE	S	
Daylosit			<u>Large I</u>		Small	Entity	,	
	Donneit						Fee Description	Eoo Daid
Account   Name   The Director is authorized to: (check all that apply)   1002   1003   130   1303   1303	7.00007.1	0	1051				Surcharge - late filing fee or oath	T CC   CAIC
1053   130   105	Account Davis Munck	, P.C.	1052	50	2052	25		
Charge fee(s) indicated below		anniv)	1053	130	1053	130		
Charge any additional fee(s) or any underpayment of fee(s)  Charge fee(s) indicated below, except for the filling fee to the above-identified deposit account.  FEE CALCULATION  1. BASIC FILING FEE Large Entity Small Entity Fee Fee Fee Fee Fee Description Fee Paid  Code (S)  Path filling fee Code (S)  Code			1812	2,520	1812	2,520	For filing a request for ex parte reexamination	<u> </u>
Charge fe(s) indicated below, except for the filing fee to the above-identified deposit account.			1804	920*	1804	920*		
Tebus   Fee   Fe	Charge fee(s) indicated below, except for	the filing fee	1805	1,840*	1805	1,840*		
1. BASIC FILING FEE   Large Entity   Small Entity   Fee	to the above-identified deposit account.			•				<del></del>
1. SASIC FILING FEE    1276	FEE CALCULATION	N					•	
Total Claims	1. BASIC FILING FEE						• •	
Code (\$)   Code (\$)   Code (\$)		e Eon Daid						<b>——</b>
1002   350   2002   175   Design filing fee   1403   340   2401   170   Notice of Appeal   1403   340   2402   175   Filing a brief in support of an appeal   1403   340   2402   175   Filing a brief in support of an appeal   1403   340   2402   175   Filing a brief in support of an appeal   1405   1451   1,510   Petition to institute a public use proceeding   1451   1,510   1451   1,510   Petition to revive - unavoidable   1452   110   2452   55   Petition to revive - unintentional   1451   1,510   1451   1,510   Petition to revive - unintentional   1451   1,510   1451   1,510   Petition to revive - unintentional   1451   1,510   1451   1,510   Petition to revive - unintentional   1451   1,510   1451   1,510   Petition to revive - unintentional   1451   1,510   1451   1,510   Petition to revive - unintentional   1451   1,510   1451   1,510   Petition to revive - unintentional   1451   1,510   1451   1,510   Petition to revive - unintentional   1451   1,510   1451   1,510   Petition to revive - unintentional   1451   1,510   1451   1,510   Petition to revive - unintentional   1451   1,510   1451   1,510   Petition to revive - unintentional   1451   1,510   Petition to revive - unintentional   1451   1,510   1451   1,510   Petition to revive - unintentional   1451   1,510   Petition to revive - unintentional   1451   1,510   Petitions to revive - unintentional   1451   1,510   Petitional   1451   1,510   Petitions to revive - unintentional   1451		<u>ree raiu</u>	1254	1,530	2254	765	Extension for reply within fourth month	
1003 550   2003 275   Plant filing fee   1402 340   2402 170   Filing a brief in support of an appeal   1403 300 2403 150   Request for oral hearing   1451 1,510   Petition to institute a public use proceeding   1452 110   2452   55   Petition to revive - unavoidable   1453 1,370   2453   685   Petition to revive - unintentional   1451 1,510   1451 1,510   Petition to revive - unintentional   1453 1,370   2453   685   Petition to revive - unintentional   1453 1,370   2453   685   Petition to revive - unintentional   1453 1,370   2453   14	1001 790 2001 395 Utility filing fee	,	1255	2,080	2255	1,040	Extension for reply within fifth month	<b></b>
1004 790   2004 395   Reissue filing fee   1403 300   2403 150   Request for oral hearing   1451 1,510   14	1002 350 2002 175 Design filing fo	ee ⊨	1401	340	2401	170	Notice of Appeal	
1451 1,510   145	1003 550 2003 275 Plant filing fee		1402	340	2402	170	Filing a brief in support of an appeal	
SUBTOTAL (1) (\$) -0-  2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Total Claims	1004 790 2004 395 Reissue filing	fee	1403	300	2403	150	Request for oral hearing	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE   Extra Claims	1005 160 2005 80 Provisional fili	ng fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Fee from below Fee Pald  Total Claims	SUBTOTAL (1)	(\$) -0-	1452	110	2452	55	Petition to revive - unavoidable	
Total Claims	2 EYTDA CLAIM EEES EOD LITH	TV AND DEICCHE	1453	1,370	2453	685	Petition to revive - unintentional	
Total Claims		Fee from	1501	1,370	2501	685	Utility issue fee (or reissue)	
Independent Claims Multiple Dependent  Large Entity   Small Entity   Fee   Fee   Fee   Fee   Fee   Code (\$)    1202 18   2202 9   Claims in excess of 20    1201 88   2201   44   Independent claims in excess of 3    1203 300   2203 150   Multiple dependent claims in excess of 20    1204 88   2204   44   ** Reissue independent claims over original patent    1205 18   2205 9 ** Reissue claims in excess of 20    1206 18   2205 9 ** Reissue claims in excess of 20    1207 18   2205 9 ** Reissue claims in excess of 20    1208 18   2205 9 ** Reissue claims in excess of 20    1209 18   2205 9 ** Reissue claims in excess of 20    1200 18   2205 9 ** Reissue claims in excess of 20    1201 18   2205 9 ** Reissue claims in excess of 20    1202 18   2205 9 ** Reissue claims in excess of 20    1203 18   2205 9 ** Reissue claims in excess of 20    1204 18   2205 9 ** Reissue claims in excess of 20    1205 18   2205 9 ** Reissue claims in excess of 20    1206 18   2205 9 ** Reissue claims in excess of 20    1207 18   2205 9 ** Reissue claims in excess of 20    1208 18   2205 9 ** Reissue claims in excess of 20    1209 1802 900 Request for expedited examination of a design application    1206 180 180 Submission of Information Disclosure Stmt    8021 40 8021 40 8021 40 Recording each patent assignment per property (times number of properties)    1809 790 2809 395 Filing a submission after final rejection (37 CFR 1.129(a))    1810 790 2810 395 For each additional invention to be examined (37 CFR 1.129(b))    1801 790 2801 395 Request for Continued Examination of a design application    1802 900 Request for expedited examination of a design application	l —		1502	490	2502	245	Design issue fee	
Multiple Dependent  Large Entity   Small Entity   Small Entity   Fee   Fee   Fee   Fee   Code   (\$)   Code   (\$)   Code   (\$)   Code   Code	Independent		1503	660	2503	330	Plant issue fee	
Large Entity   Small Entity   Fee Fee Fee Code (\$)   Fee Description   1807   50   1807   50   Processing fee under 37 CFR 1.17(q)   1806   180   1806   180   Submission of Information Disclosure Stmt   8021   40   8021   40   Recording each patent assignment per property (times number of properties)   1809   790   2809   395   Filing a submission after final rejection (37 CFR 1.129(a))   1804   8054   1806   180   1806   180   1806   180   Submission of Information Disclosure Stmt   1806   180   1806   180   Submission of Information Disclosure Stmt   1807   180	Claims	<b></b>	1460	130	1460	130	Petitions to the Commissioner	
Fee Fee Code (\$)  1202 18 1202 9 Claims in excess of 20 1201 88 1202 14 Independent claims in excess of 3 1203 300 1204 88 1204 44 **Reissue independent claims over original patent over original patent  1205 18 1205 9 **Reissue claims in excess of 20 and over original patent  SUBTOTAL (2)  [8021 40	, ,	L	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
Code (\$)		iption	1806	180	1806			
1201   88   2201   44   Independent claims in excess of 3   1809   790   2809   395   Filing a submission after final rejection (37 CFR 1.129(a))   1810   790   2810   395   For each additional invention to be examined (37 CFR 1.129(b))   1801   790   2801   395   For each additional invention to be examined (37 CFR 1.129(b))   2801   395   Request for Continued Examination (RCE)   395.00   1802   900   Request for expedited examination of a design application   395.00   395   Tiling a submission after final rejection (37 CFR 1.129(a))   1801   790   2801   395   For each additional invention to be examined (37 CFR 1.129(b))   2801   395   Request for Continued Examination (RCE)   395.00   1802   900   Request for expedited examination of a design application   395.00   395   Tiling a submission after final rejection (37 CFR 1.129(a))   1801   790   2801   395   Filing a submission after final rejection (37 CFR 1.129(a))   1801   790   2801   395   Filing a submission after final rejection (37 CFR 1.129(a))   1801   790   2801   395   Filing a submission after final rejection (37 CFR 1.129(a))   1801   790   2801   395   Filing a submission after final rejection (37 CFR 1.129(a))   1801   790   2801   395   Filing a submission after final rejection (37 CFR 1.129(a))   1801   790   2801   395   Filing a submission after final rejection (37 CFR 1.129(a))   1801   790   2801   395   For each additional invention to be examined (37 CFR 1.129(a))   1801   790   2801   395   Request for Continued Examination (RCE)   395.00   1802   900   Request for expedited examination (RCE)   1801   790   1802   900   18	Code (\$)		8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1203 300 1204 88 1204 44 1205 18 1205 18 1206 2205 9 1206 2205 9 1207 Reissue claims in excess of 20 and over original patent  SUBTOTAL (2) 1208 150 Multiple dependent claim, if not paid 1810 790 2810 395 For each additional invention to be examined (37 CFR 1.129(b)) 1801 790 2801 395 Request for Continued Examination (RCE) 1802 900 Request for expedited examination of a design application  Other fee (specify)  Other fee (specify)			1809	790	2809	395	Filing a submission after final rejection	
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over original patent  1801 790 2801 395 Request for Continued Examination (RCE) 395.00  1205 18 2205 9 "Reissue claims in excess of 20 and over original patent  SUBTOTAL (2) (\$) -0-  Other fee (specify)		•	1010	190	2010	393		
and over original patent  Other fee (specify)  SUBTOTAL (2) (\$) -0-			1801	790	2801	395	Request for Continued Examination (RCE)	395.00
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**or number previously paid, if greater; For Reissues, see above   *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 395.00	SURTOTAL (2)	(\$) -0-	Other	fee (sp	ecify) _			
	, ,		*Redu	ced by	Basic F	iling F	ee Paid SUBTOTAL (3) (\$) 395.0	00 .

SUBMITTED BY		(Complet	(Complete (if applicable))		
Name (Print/Type)	William A. Munck	Registration No. (Attorney/Agent) 39,308	Telephor	972-628-3600	
Signature	Well C. Which		Date	July 21, 2005	

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

PTO/SB/17 (10-04v2) Approved for use through 07/31/2006. OMB 0651-0032 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE no persons are required to respond to a collection of information unless it displays a valid OMB control number.

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Effective 10/01/2004. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27 (\$) 395.00

TOTAL AMOUNT OF PAYMENT

JUL 2 6 **2005** 

Name (Print/Type)

Signature

illiam A. Munck

Filing Date	December 29, 2000
First Named Inventor	Troy A. Ussery
Examiner Name	Thomas M. Ho
Art Unit	2134

OFFW01-00009

Complete if Known 09/751,246

Application Number

Attorney Docket No.

METH	OD OF	PA	MENT (check all th	at apply)				FE	E CALCULA	TION (continue	ed)	
<b>✓</b> Check	Cred	it card	Money O	ther None	3. A	DDITI	ONA	L FEE	S			
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. Name	L		<del> </del>		1053	130	1053	130	cover sheet Non-English sp	ecification	**	
The Director in Charge fee			o: (check all that apply) low	overpayments		2,520			• .	est for ex parte ree	xamination	·
			s) or any underpayment		1804	920*	1804	920*		olication of SIR prior	r to.	1 1
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Large Entity				E. B.U	1253	980	2253	490	Extension for r	eply within third mo	nth	<b></b>
Fee Fee Code (\$)	Fee Fe Code (\$		Fee Description	Fee Paid	1254	1,530	2254	765	Extension for r	eply within fourth m	onth	——Ì
1001 790	2001 39	95	Utility filing fee		1255	2,080	2255	1,040	Extension for r	eply within fifth mor	nth	<del>                                     </del>
1002 350	2002 17	75	Design filing fee		.1401	340	2401	170	Notice of Appe	al		<del></del>
1003 550	2003 27	75	Plant filing fee		1402	340	2402	170	Filing a brief in	support of an appe	al	<b>—</b>
1004 790	2004 39	<del>)</del> 5	Reissue filing fee		1403	300	2403	150	Request for ora	al hearing		
1005 160	2005 8	30	Provisional filing fee		1451	1,510	1451		Petition to instit	tute a public use pro	oceeding	
	l	S	UBTOTAL (1) (\$)	-0-	1452	110	2452	55	Petition to reviv	ve - unavoidable		
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Total Claims		-20*	Extra Claims belo	Fee Paid	1502	490	2502	,	Design issue fe		-	<del></del>
Independent Claims		- 3*		7	1503	660	2503		Plant issue fee			-
Multiple Depe	ndent			7	1460 1807	130 50	1460 1807		Petitions to the		~/_\	<u> </u>
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Fee Fee Code (\$)	Fee Code		Fee Description							n patent assignmen		<b></b>
1202 18	2202		Claims in excess of 2	20	8021	40	8021		property (times	number of properti	es)	
1201 88	2201		Independent claims in	n excess of 3	1809	790	2809	395	Filing a submis (37 CFR 1.129	sion after final reject (a))	ction	[·
1203 300	2203	150	Multiple dependent c	laim, if not paid	1810	790	2810	395	•	onal invention to be	•	
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			over original patent		1801	790	2801		•	ontinued Examinati	. ,	395.00
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(Attorney/Agent)

39,308

Telephone 972-628-3600



#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

TROY A. USSERY, ET AL.

Serial No.

09/751,246

Filed

December 29, 2000

For

DATABASE MANAGEMENT SYSTEMS AND METHODS OF

OPERATING THE SAME

Group No.

2134

Examiner

Thomas M. Ho

#### MAIL STOP RCE

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

#### **CERTIFICATE OF MAILING BY FIRST CLASS MAIL**

Sir:

The undersigned hereby certifies that the following documents:

- 1. Request for Continued Examination (RCE) Transmittal;
- 2. Amendment Under 37 C.F.R. §1.114;
- 3. Fee Transmittal for FY2005 (in duplicate);
- 4. Check in the amount of \$395.00 for the RCE filing fee; and
- 5. A postcard receipt

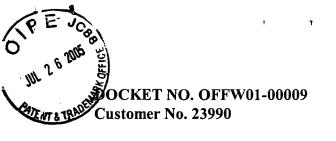
relating to the above application, were deposited as "First Class Mail" with the United States Postal Service, addressed to MAIL STOP RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on July 21, 2005.

William A. Munck Reg. No. 39,308

P.O. Drawer 800889 Dallas, Texas 75380 Phone: (972) 628-3600

Fax: (972) 628-3616

E-mail: wmunck@davismunck.com



#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OPERATING THE SAME

Group No.

2134

Examiner

Thomas M. Ho

## MAIL STOP RCE

Commissioner of Patents P. O. Box 1450 Arlington, VA 22313-1450

Sir:

## **AMENDMENT UNDER 37 C.F.R. § 1.114**

This Amendment responds to a final Office Action mailed April 21, 2005 having a shortened statutory period of response set to expire on July 21, 2005. The Applicants are filing this Amendment Under 37 C.F.R. § 1.114 and a Request for Continued Examination.

Please amend the patent application (the "Application") as set forth below.